

# 2005 LEGISLATIVE SCORE CARD SUMMARY: NUTRITION AND PHYSICAL ACTIVITY July 2005

LEGISLATION	BILL NUMBER	STATUS	DESCRIPTION	AGENCIES IMPACTED
<b>NUTRITION</b>				
Requiring school breakfast programs in severe-needs schools	1771	<b>PASSED</b>  Appropriation in budget bill	Requires school districts, by the 2005-06 school year, to begin school breakfast programs in schools in which more than 40 percent of the students qualify for free or reduced price lunches. Currently, there are about twenty severe-needs schools in the state that do not provide a breakfast program. \$106,000 from the State General Fund has been awarded for FY 2006-07. <b>Sponsor: McDermott (D)</b>	DSHS OSPI SBOH School Bd.
"Farm and agricultural land" property taxation	1554	<b>PASSED</b>	The goal of some farms is to grow high quality produce for non-profit food banks and the hungry rather than the lower quality discarded produce that food banks often receive. The produce is given away so the land cannot meet the gross income requirements needed under current law to qualify for current use valuation. This bill is needed so that the wholesale value of donated produce can be counted to meet the gross income requirements required by the Open Spaces Taxation Act. <b>Sponsor: Morrell (D)</b>	DOA DOR
Modifying the excise taxation of fruit and vegetable processing and storage	HB 2221 SB 5447 companion	<b>PASSED</b>	The bill exempts fresh fruit and vegetable processing from business and occupation tax starting July 1, 2005. In addition, beginning July 1, 2007, exemptions are provided for the sales and use tax on the construction of and machinery and equipment used in fresh fruit and vegetable processing facilities and cold storage warehouses. <b>Sponsor: Takko (D)</b>	DOA DOR
Funding farmers market nutrition programs	HB 1593 SB 5597 companion	Pending  Appropriation in budget bill	Funding will help maintain 2004 levels of participation in farmers' market programs. The final House budget included funding for both programs: \$682,000 for the Senior Farmers Market Nutrition Program and \$250,000 for WIC Farmer's Market Nutrition Program for FY06 and 07. Currently the senior FMNP is available in 35 out of the 39 counties. <b>Sponsor: Linville (D)</b>	DSHS DOA LHJs
Taxing the sale of food from vending machines in the same manner as other sales of food	5778	Pending	AN ACT Relating to the taxation of sales of food and food ingredients sold through vending machines. Food products sold in vending machines are subject to the same sales tax rules as food sold in other venues. <b>Sponsor: Pridemore (D)</b>	DOA DOR

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Imposing sales and use tax on candy	5973	Pending	Dept. of Rev. shall deposit twenty-five one-hundredths of one percent of the revenues collected under chapters 82.08 and 82.12 RCW into the county public health account. Poor nutrition contributes to significant and expensive health problems in our society, including obesity, tooth decay, cardiovascular disease, diabetes, & cancer. The legislature recognizes the value of creating disincentives for unhealthy behavior, including poor eating habits. <b>Sponsor: Franklin (D)</b>	DOA DOR

### PHYSICAL ACTIVITY

Increasing the physical activity of the citizens of Washington State	5186	<b>PASSED</b>	Provides for county and city plans, wherever possible, to include urban planning approaches that promote physical activity. Transportation planning in cities, towns, and counties should incorporate policy and infrastructure changes that promote non-motorized transit. State agencies applying for loans or grants must have incorporated elements in their plans that increase access to walking and biking in their communities. OSPI to promote adoption of school-based curricula and policies that provide quality physical education for all students. Requires comprehensive plans to include bike/pedestrian elements <b>Sponsor: Franklin (D)</b>	LHJs OSPI SBOH School Bd. DOT HCA
Providing for the prevention, diagnosis, and treatment of asthma	SB 5841 HB 1904 companion	<b>PASSED</b>	HCA, OSPI and DOH will coordinate state agency efforts to develop and implement uniform policies that will ensure cost-effective health services purchasing and improve the quality of care provided through state purchased health care programs based on best practices and scientific evidence. Exploration of common strategies for disease management and demand management programs, including asthma, diabetes, heart disease, and similar common chronic diseases. Strategies to be explored include individual asthma management plans. On January 1, 2007, and January 1, 2009, the authority shall issue a status report to the legislature summarizing any results. The superintendent of public instruction and the secretary of the department of health shall develop a uniform policy for all school districts providing for the in-service training for school staff on symptoms, treatment, and monitoring of students with asthma. <b>Sponsor: Keiser (D)</b>	DSHS OSPI SBOH HCA

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Promoting safe neighborhoods through more effective community planning	1680	Pending  Appropriation in budget bill	Local governments can utilize appropriate environmental design, community programs, architectural concepts, land use policies, building codes, zoning laws, and community development policies in order to create physical environments conducive to increasing public safety. This goal should be accomplished through community-based pilot projects funded through matching funds to be implemented through a grant process administered by the department of community, trade, and economic development. This bill was allocated \$50,000 for the Safe Neighborhoods project. <b>Sponsor: Upthegrove (D)</b>	DOT DNR CTED
Developing a worksite health promotion program among state agencies	5751	Pending	The health care authority shall create a worksite health promotion program to develop and implement initiatives designed to promote improved self-care and engagement in health care decision making among state employees at state agency worksites. <b>Sponsor: Brown (D)</b>	LHJ HCA
Fitness Facility Incentives	SB 5066 SB 5824 companion	Pending	Regarding the legislature intent to promote a healthy lifestyle. Recognition by legislature that lowering the cost of fitness clubs and organizations will provide an incentive for individuals to partake in beneficial physical exercise. Modifies the taxation of physical fitness services. <b>Sponsor: Benton (R)</b>	DOR
Fitness Facility Incentives	1529	Pending	AN ACT Relating to eliminating the tax exemption for initiation fees and dues paid to persons providing amusement and recreation services, physical fitness services. <b>Sponsor: Moeller (D)</b>	DOR
Pilot project to prevent and reduce disability associated with arthritis	1532	Pending	Arthritis is the leading cause of disability nationwide, significantly impacting the quality of life for the individual and their caregivers. Arthritis affects more than eight hundred thousand people in Washington state. The department of health shall contract with the arthritis foundation Washington/Alaska chapter to establish a two-year pilot project that would help reduce and prevent disability associated with arthritis by consolidating and disseminating underutilized educational materials and resources to raise public awareness, educate consumers, educate and train health professionals, teachers, and human services providers. <b>Sponsor: Morrell (D)</b>	L&I

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### TRANSPORTATION

Changing Vehicle Emissions Standards	HB 1397 SB 5397 companion	<b>PASSED</b>	Motor vehicles are the largest source of air pollution in this State, and motor vehicles contribute approximately fifty-seven percent of criteria air pollutant emissions, eighty percent of air toxics emissions, and fifty-five percent of greenhouse gas emissions. Adoption of the California motor vehicle standards will increase consumer choices of cleaner vehicles, provide better warranties to consumers, and provide sufficient air quality benefit to allow additional business and economic growth in the key air sheds of the state while maintaining conformance with federal air quality standards. <b>Sponsor: Murray(D)</b>	DOT DOE
Providing funding and funding options for transportation projects	6103	<b>PASSED</b>	Weight fees on cars and light trucks will provide a long term sustainable funding source for transit, rail, CTR, and bike/pedestrians improvements. <b>Sponsor: Haugen (D)</b>	DOT DOR
Addressing transportation concurrency strategies	1565	<b>PASSED</b>  Appropriation in budget bill	A bill that will study how cities and counties can match transit, bicycle, and pedestrian improvements with the demand for growth. An examination of multimodal infrastructure needs, such as bus pull outs and pedestrian crosswalks and overpasses, and how these needs can be better identified with the passage of this bill. \$150,000 has been awarded to implement the study. <b>Sponsor: Jarret (R)</b>	CTED DOT
Authorizing a pilot project for high-occupancy toll lanes.	HB 1179 SB 5201 companion	<b>PASSED</b>	High Occupancy Toll (HOT) Lanes on 167 will maintain a 45 mph reliability and will require some revenue to be spent on transit/trip reduction. Money will be spent on managed lanes (HOV or HOT). <b>Sponsor: Murray (D)</b>	DOT DOR
Revising Transportation Goals	1969	Pending	This bill would change transportation planning to focus on moving people and goods, rather than vehicles. Vehicle miles traveled shall be significantly reduced; access to goods, services, employment, and recreation shall be improved. <b>Sponsor: Ericks (D)</b>	CTED DOT DOR

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Identifying bus stop and crosswalk needs in comprehensive plans	5421	Pending	City and county comprehensive plans under RCW 36.70A.040 shall forecast of traffic for at least ten years based on the adopted land use plan to provide information on the location, timing, and capacity needs of future growth shall include the identification of state and local system needs to meet current and future demands. Specifically, future bus stop and pedestrian crosswalks must be identified. <b>Sponsor: Haugen (D)</b>	CTED DOT
Growth management act for safe non-motorized transportation routes to & from schools	2276	Pending	Where applicable, the land use elements in the county or city comprehensive plans shall provide for walkways, trails, paths, and other safe routes for non-motorized transportation to and from existing and planned schools in areas that are within a one-mile radius of a school. <b>Sponsor: Anderson (R)</b>	OSPI, DOT SBOH School Bd.

## HEALTHCARE / ACCESS

Establishing a joint legislative and executive task force on long-term care financing and chronic care management	HB 1220 SB 5442 companion	<b>PASSED</b>  Appropriation in budget bill	This bill establishes a task force to look at financing long term care and chronic care management. The joint task force shall recommend chronic care management and disability prevention interventions that will reduce health care and long-term care costs to individuals and the state, improve the health of individuals over their life span, and encourage patient self-management of chronic care needs. The Secretary of the Department of Health is a required member of the task force. This bill has been appropriated \$290,100. <b>Sponsor: Morrell (D)</b>	DSHS HCA AAA OFM
Medical Coverage for Immigrant Children	1441	<b>PASSED</b> <b>Partial Veto</b>  Appropriation in budget bill	This bill establishes the intention to make sure that all Washington children have health insurance by 2010. This legislation also re-establishes the Children's Health Program for immigrant children at 100% below the federal poverty level not otherwise eligible for Medicaid because of their citizenship status. It is expected that 8,750 children will be provided healthcare through the end of the biennium. Program will begin January 2007. \$10.3 million in State Funds have been appropriated to this bill. <b>Sponsor: Clibborn (D)</b>	HCA DSHS

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Improving the quality of care in state-purchased health care programs	HB 1512 SB 5390 companion	<b>PASSED</b>	Use evidence-based medicine principles to develop common performance measures and implement financial incentives in contracts with insuring entities, health care facilities, and providers that a) reward improvements in health outcomes for individuals with chronic diseases, increased utilization of appropriate preventive health services, and reductions in medical errors; and b) increase the adoption and use of information technology that contributes to improved health outcomes, better coordination of care, and decreased medical errors. <b>Sponsor: Morrell (D)</b>	HCA
Statewide Pharmacy Assistance Program	SB 5558 HB 1677 companion	<b>PASSED</b>  Appropriation in budget bill	Work with PhRMA, pharmaceutical vendors to create an efficient client enrollment system and drug distribution system with local pharmacies to provide timely access to free or reduced-cost pharmaceuticals for residents at or below 300% FPL who do not have pharmacy benefits. This bill has been awarded \$62,000. <b>Sponsor: Brown (D)</b>	DSHS HCA
Electronic medical records and health information technologies	5064	<b>PASSED</b> <b>Partial Veto</b>  Appropriation in budget bill	The Health Care Authority will develop strategies for promoting adoption of electronic medical records and other health information systems that are interoperable, and consistent with national standards. The strategies are to be developed in consultation with an advisory board that includes health care professionals and information technology experts. Bill approved with the exception of Section 3, \$330,000 has been appropriated for FY06 and 07. <b>Sponsor: Thibaudeau (D)</b>	HCA
Establishing the joint public health financing committee	4410	<b>Not Signed</b> <b>House</b> <b>Concurrent</b> <b>Resolution</b>	Established the select committee on public health financing, including one member from each caucus from the committee on health and the principal fiscal committee of the House of Representatives and Senate. The joint select committee will review all current and potential local, state, and federal funding sources and expenditures for public health services and recommend potential sources of future funding. <b>Sponsor: Schual-Berke (D)</b>	DOR DSHS
Preserving Private Medical Practice Involvement in Community Safety Nets	SB 5703 HB 1705 companion	Pending	Private physicians are limiting or closing their practices to Medicaid, Medicare and uninsured patients. The goal is to a) Improve economic incentives for private physicians to participate in "safety net care" by increasing Medicaid reimbursements or by providing B&O tax credits and b) Rollback the administrative burdens and the associated costs. (Money was appropriated for provider incentives – see budget allocations below) <b>Sponsor: Brandland (R)</b>	DSHS DOR HCA

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"Kids Get Care" service delivery model	1516	Pending  Appropriation in budget bill	Directs the Department of Health to develop and implement best practices in preventative health care for children statewide, to the extent that funds are appropriated for this purpose. "Kids get care" provides integrated preventive medical, oral, and developmental health services to young children. Its goal is to reduce the need for hospitalization, caries treatment, and developmental interventions. The program operates through community health centers and private medical practices. \$25,000 of the general fund has been appropriated to this bill. <b>Sponsor: Schual-Berke (D)</b>	HCA DSHS
Creating the children's environmental health and protection advisory council.	5188	Pending	The children's environmental health and protection advisory council is to ensure laws, rules, regulations, and standards adequately protect the health of children from environmental hazards. The advisory committee will report to the governor and the legislature with recommendations on changes in regulation that would reduce children's exposure to environmental hazards and recommendations for collaborative approaches to public education. <b>Sponsor: Franklin (D)</b>	HCA DSHS DOE OSPI LHAs SBOH
Environmental lead paint hazards	1653	Pending  Appropriation in budget bill	The legislature finds that a significant cause of lead poisoning in children may be the ingestion of lead particles from deteriorating lead-based paint in older, poorly maintained residences or from lead particles in the soil. The department, in conjunction with the department of health and the department of ecology, shall establish a lead paint hazard education and awareness strategy to notify owners of affected property and tenants about the risks of exposure from lead paint. \$20,000 has been appropriated for this study. <b>Sponsor: O'Brien (D)</b>	DOE DSHS OSPI LHAs



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### BUDGET APPROPRIATIONS

Premium-Free Children's Medical	\$8.8 Million in State Funds, \$9.2 Million in General Fund-Federal	The Department of Social and Health Services will continue to provide premium-free medical and dental coverage for children with family incomes between 150-200 percent of poverty, which is about \$1,900 to \$2,600 per month for a family of three. Such families were previously budgeted to pay premiums of \$10 per child, up to \$30 per month, beginning in July 2005.	DSHS
12-Month Children's Medical Coverage	\$32.6 Million in State Funds \$33.6 Million in General Fund-Federal	Beginning in May 2005, children's continued eligibility for state medical assistance will be reviewed annually, rather than every six months. Additionally, once determined eligible, children will remain eligible until their next annual review, rather than losing coverage if family income or circumstances change. Approximately 25,000 children per month retaining state medical assistance coverage in fiscal year 2005.	DSHS
Maintain Basic Health Enrollment	\$44.0 Million	The budget provides funding to cover the cost of projected medical inflation so that Basic Health Plan can continue to provide subsidized insurance coverage for 100,000 low-income residents without reducing current benefit or subsidy levels.	DSHS
Community Health Clinics	(\$5 Million)	Community health clinic grants were reduced by \$5 million. The Children's Alliance and others argued for maintenance of current grant levels.	
Food Banks	\$1.45 Million	Emergency Food Assistance Program (EFAP) funding was increased by \$1.45 million. This is an important investment in food banks in the state.	DOA
Small Farm Direct Marketing	\$150,000	Funding is provided for the Small Farm and Direct Marketing Program which connects small farmers directly with consumers.	DOA
Market Access/Trade Barrier	\$500,000	Funding is provided to enhance the department's market promotion and trade barrier grants program. Grants are provided to educate the public and promote Washington produce, improve access to foreign markets, develop and update data, and match buyers with sellers.	DOA
Medical Assistance Provider Rate Increases	\$34 Million State Funds, and \$27.1 Million Federal Funds	Individuals, organizations, hospitals, physicians who contract with the State to provide medical and dental services to medical assistance clients will receive COLAs and rate increases.	DSHS DOR



## **ABBREVIATIONS:**

CTED:	Community Trade and Economic Development
DNR:	Department of Natural Resources
DOA:	Department of Agriculture
DOE:	Department of Ecology
DOR:	Department of Revenue
DOT:	Department of Transportation
DSHS:	Department of Social and Health Services
HCA:	Health Care Authority
L&I:	Labor and Industries
LHAs:	Local Housing Authorities
LHJ:	Local Health Jurisdictions
OSPI:	Office of Superintendent of Public Instruction
PhRMA:	Pharmaceutical Research and Manufacturers of America
SBOH:	State Board of Health

## **RESOURCES:**

Children's Alliance, 2005 Washington State Legislative Session: Wise Investments in Children and Families, May 2005, [http://childrensalliance.org/4Download/2005\\_session\\_report\\_FINAL.pdf](http://childrensalliance.org/4Download/2005_session_report_FINAL.pdf)

Communities Connect, a statewide partnership with CHOICE Regional Health Network, May 2005, [http://www.whatcomalliance.org/media/documents/Communities\\_Connect.pdf](http://www.whatcomalliance.org/media/documents/Communities_Connect.pdf)

Communities Connect. 2005 Legislative Priorities, emailed documents from Ana Shelton, 5/18/2005.

Transportation Choices Coalition, Final Legislative Report: Final Report – 2005 Legislative Session, <http://www.transportationchoices.org/LegislativeWrapup.pdf>

Washington Alliance for Healthy Aging (WAHA), Mission, Objectives and Key Activities, May 2005, [http://depts.washington.edu/hprc/docs/pr\\_waha.pdf](http://depts.washington.edu/hprc/docs/pr_waha.pdf)

Washington State Legislature, Bill Information 2005-2006, Find Bills. <http://www.leg.wa.gov/wsladm/billinfo1/bills.cfm>